

Message Text

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PAGE 01 DACCA 03935 180616Z
ACTION SCS-05

INFO OCT-01 NEA-10 ISO-00 CG-00 DOTE-00 CIAE-00
COME-00 DODE-00 EB-07 INR-07 JUSE-00 L-03 NSAE-00
SCA-01 /034 W
-----095766 180620Z /15
R 180328Z JUL 77
FM AMEMBASSY DACCA
TO SECSTATE WASHDC 5431

UNCLAS DACCA 3935

E.O. 11652 : N/A
TAGS : CPRS, BDIS, BG
SUBJECT : JURISDICTION IN SHIPPING DISPUTE
INVOLVING AMERICAN-CHARTERED VESSEL

1. EMBASSY HAS RECEIVED A REQUEST FROM ASIATIC SHIPPING LINES, A SHIPPING AGENT IN CHITTAGONG TO ASSIST IN SETTLING A DISPUTE INVOLVING A MERCHANT VESSEL CHARTERED BY A U.S. FIRM. THE SHIP, G. C. LEMOS, IS GREEK OWNED BUT CHARTERED BY TRANS AMERICA SHIPPING OF STANFORD, CONNECTICUT FOR A VOYAGE FROM GALVESTON, TEXAS, TO CHITTAGONG. ASIATIC LINES IS THE BANGLADESH REPRESENTATIVE OF TRANS AMERICA SHIPPING.

2. THE G. C. LEMOS DISCHARGED ITS FINAL CARGO IN CHITTAGONG, BUT THE SHIP HAS NOT YET BEEN RELEASED TO THE OWNER. ASIATIC LINES CLAIMS THAT THE MASTER OF THE SHIP, A GREEK NATIONAL HOLDING A GREEK MASTERS LICENSE, WITHHELD AND CONCEALED 180 TONS OF FUEL OIL ABOARD SHIP. ASIATIC LINES WANTS TO CONDUCT A SEARCH OF THE VESSEL FOR THE MISSING FUEL OIL, BUT THE MASTER REFUSED TO PERMIT ENTRY. ASIATIC LINES REQUESTED THE ASSISTANCE OF THE CHITTAGONG PORT AUTHORITY TO OBTAIN ENTRY TO THE VESSEL, BUT WAS TOLD BY THE HARBORMASTER THAT THE PORT COULD NOT ORDER THE MASTER TO ALLOW ASIATIC LINES' REPRESENTATIVES ABOARD. THERE IS NO GREEK MISSION IN BANGLADESH TO PROVIDE SUCH ASSISTANCE. THUS, ASIATIC LINES REQUESTS THAT WE EXERCISE
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WHAT AUTHORITY WE HAVE TO ENABLE ASIATIC'S REPRESENTATIVES TO BOARD THE LEMOS.

3. WE INFORMED ASIATIC LINES THAT SINCE THE LEMOS WAS NOT AN AMERICAN FLAG VESSEL AND ITS MASTER WAS NOT U.S. LICENSED, WE HAD NO MEANS OF COMPELLING THE MASTER TO PERMIT A SEARCH ON HIS SHIP. OUR RESPONSE WAS BASED ON 7 FAM 512.4: QUOTE VESSELS UN-

DER FOREIGN REGISTRY ARE OF NO CONCERN AS SUCH TO UNITED STATES
CONSULAR OFFICERS...UNQUOTE. HOWEVER, WE ARE NOT CERTAIN WHE-
THER THIS SECTION OF 7 FAM, OR ANY OTHER PRECLUDES ASSISTANCE
OF ANY SORT TO FOREIGN VESSELS CHARTERED BY U.S. FIRMS. PLEASE
ADVISE AS TO AUTHORITY U.S. CONSULS HAVE WITH RESPECT TO SUCH
VESSELS, AND HOW SUCH CONSULAR AUTHORITY COULD BE EXERCISED IN
THIS DISPUTE.
BERGESEN

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TRADE COMPLAINTS, CARGO SHIPS
Control Number: n/a
Copy: SINGLE
Sent Date: 18-Jul-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977DACCA03935
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
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Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770254-0702
Format: TEL
From: DACCA
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1977/newtext/t19770748/aaaabpla.tel
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Litigation Code IDs:
Litigation Codes:
Litigation History:
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Message ID: 35e8356a-c288-dd11-92da-001cc4696bcc
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Original Classification: UNCLASSIFIED
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Original Previous Classification: n/a
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Retention: 0
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Review Content Flags:
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Review Exemptions: n/a
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Review Release Date: n/a
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TAGS: CPRS, BDIS, EWWT, BG, ASIATIC SHIPPING LINES, TRANS AMERICA SHIPPING
To: STATE
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